

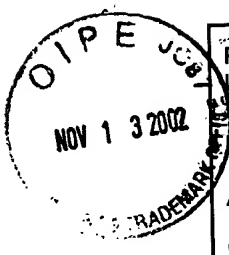
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PTO/SB/64 (10-01)

Approved for use through 10/31/2002. OMB 0651-0031

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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**PETITION FOR REVIVAL OF AN APPLICATION FOR PATENT ABANDONED
UNINTENTIONALLY UNDER 37 CFR 1.137(b)**

Docket Number (Optional)
3254.2.1

First named inventor: Andre Lister

Application No.: 09/822,644

Group Art Unit: 2654

Filed: March 30, 2001

Examiner:

Title: System and Method for Providing Dynamic Multiple Language Support For Application Programs

Attention: Office of Petitions
Assistant Commissioner for Patents
Box DAC
Washington, D.C. 20231

NOTE: If information or assistance is needed in completing this form, please contact
Petitions Information at (703)305-9282.

The above-identified application became abandoned for failure to file a timely and proper reply to a notice or action by the United States Patent and Trademark Office. The date of abandonment is the day after the expiration date of the period set for reply in the Office notice or action plus any extensions of time actually obtained.

APPLICANT HEREBY PETITIONS FOR REVIVAL OF THIS APPLICATION

NOTE: A grantable petition requires the following items:

- (1) Petition fee;
- (2) Reply and/or issue fee;
- (3) Terminal disclaimer with disclaimer fee -- required for all utility and plant applications filed before June 8, 1995; and for all design applications; and
- (4) Statement that the entire delay was unintentional.

1. Petition fee

☒ Small entity - fee \$640.00 (37 CFR 1.17(m)). Applicant claims small entity status. See 37 CFR 1.27.

☐ Other than small entity - fee \$ _____ (37 CFR 1.17(m))

2. Reply and/or fee

A. The reply and/or fee to the above-noted Office action in
the form of _____ (identify type of reply):

☐ has been filed previously on _____.

☒ is enclosed herewith.

B. The issue fee of \$ _____

☐ has been paid previously on _____.

☐ is enclosed herewith.

[Page 1 of 2]

Burden Hour Statement: This form is estimated to take 1.0 hour to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.

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3. Terminal disclaimer with disclaimer fee

- ☒ Since this utility/plant application was filed on or after June 8, 1995, no terminal disclaimer is required.
- ☐ A terminal disclaimer (and disclaimer fee (37 CFR 1.20(d)) of \$_____ for a small entity or \$_____ for other than a small entity) disclaiming a period equivalent to the period of abandonment is enclosed herewith (see PTO/SB/63).

4. Statement. The entire delay in filing the required reply from the due date for the required reply until the filing of a grantable petition under 37 CFR 1.137(b) was unintentional. [NOTE: The United States Patent and Trademark Office may require additional information if there is a question as to whether either the abandonment or the delay in filing a petition under 37 CFR 1.137(b) was unintentional (MPEP 711.03(c)(III)(C) and (D))].

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

November 5, 2002

Date

Telephone
Number: (801) 537-1700

Signature

Craig J. Madson

Typed or printed name

15 West South Temple, Suite 900

Address

Salt Lake City, Utah 84101

Enclosures: ☒ Fee Payment

☒ Reply

☐ Terminal Disclaimer Form

☒ Additional sheets containing statements establishing unintentional delay

☐ Other : _____

CERTIFICATE OF MAILING OR TRANSMISSION [37 CFR 1.8(A)]

I hereby certify that this correspondence is being:

☐ deposited with the United States Postal Service on the date shown below with sufficient postage as first class mail in an envelope addressed to: Assistant Commissioner for Patents, Box DAC, Washington, D.C. 20231.

☒ transmitted by facsimile on the date shown below to the Patent and Trademark Office at (703) 308-6916.

November 5, 2002

Date

Signature

Craig J. Madson

Typed or printed name of person signing certificate



DAK 84

CERTIFICATE OF MAILING

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James Madison
Attorney for Applicant

PATENT
Docket No. 3254.2.1

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant:	Andre Litster, et al.)
)
Serial No.:	09/822,644)
)
Filed:	March 30, 2001) Group Art Unit:
		2654
For:	SYSTEM AND METHOD FOR PROVIDING)
	DYNAMIC MULTIPLE LANGUAGE SUPPORT)
	FOR APPLICATION PROGRAMS)
)
)

ADDITIONAL STATEMENTS REGARDING UNINTENTIONAL
ABANDONMENT UNDER 37 C.F.R. §1.137(b)

Assistant Commissioner
for Patents
Washington, D.C. 20231

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Dear Sir:

This statement is being filed in compliance with 37 C.F.R. §1.137(b). In conjunction with this statement, Applicant is filing a petition required under 37 C.F.R. §1.137(b) which includes the statement that the entire delay in filing the required reply was unintentional, the fee set forth in 37 C.F.R. 1.17(m) for a small entity, and the required reply. The required reply is an unintentionally delayed request to rescind a non-publication request filed under 35 U.S.C. §122(b)(2)(B)(i).

The above-identified application was filed with a request for non-publication under 35 U.S.C. §122(b)(2)(B)(i) on March 30, 2001. A PCT application was filed on February 12, 2002. The PCT application is based on, and claims priority to, the above-identified application. The PCT application has a serial number of **PCT/US02/04328** and a filing date of **February 12, 2002**. The PCT application was filed by an attorney associated with the firm of Madson & Metcalf which represents the Applicants. A proper request to rescind the non-publication request was due on March 29, 2002. However, the attorney who filed the PCT application and had the working relationship with the Applicant unexpectedly left the firm on April 1, 2002, the next work day following the due date.

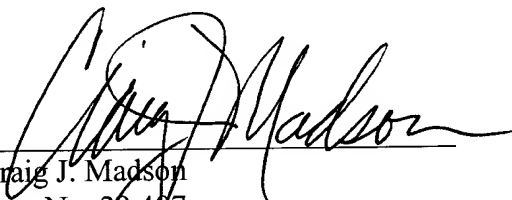
This attorney failed to file the request to rescind the non-publication request. In addition, this attorney failed to notify anyone in the firm of the deadline.

No inquiry was made as to the filing of a request to rescind the non-publication request until October 23, 2002 when a demand for preliminary examination was prepared for the PCT application. Once it was discovered, that no request to rescind the non-publication request had been filed, attorneys for the Applicants used reasonable efforts to determine how to prepare and file the required reply.

Upon learning from the supervising Examiner for the above-identified application of the proper procedure, attorneys for the applicants have prepared the response (the request to rescind the non-publication request), this statement regarding the PCT application, a petition for revival of an application for a patent abandoned unintentionally, and the required fee.

Applicants respectfully request that this petition be granted as the delay in filing the proper response was unintentional. Please contact Craig Madson at (801) 537-1700 with any questions concerning this matter.

Respectfully submitted,



Craig J. Madson
Reg. No. 29,407
Attorney for Applicant

Date: November 5, 2002

MADSON & METCALF
Gateway Tower West
15 West South Temple, Suite 900
Salt Lake City, Utah 84101
Telephone: 801/537-1700

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PTO/SB/36 (10-01)

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**REQUEST TO RESCIND PREVIOUS
NONPUBLICATION REQUEST
35 U.S.C. 122(b)(2)(B)(ii)**

Application Number	09/822,644
Filing Date	March 30, 2001
First Named Inventor	Andre Lister
Title	System and Method for Providing Dynamic Multiple Language Support for Application Programs
Atty Docket Number	3254.2.1
Group Art Unit	2654
Examiner	Patrick Nestor Edouard

I hereby **rescind** the previous request that the above-identified application not be published under 35 U.S.C. 122(b).

November 5, 2002

Date

Signature

Craig J. Madson

Typed or printed name

This request must be signed in compliance with 37 CFR 1.33(b).

Note: Filing this rescission of a previous nonpublication request is considered the notice of a subsequent foreign or International filing required by 35 USC 122(b)(2)(B)(iii) and 37 CFR 1.213(c) if this rescission is filed no later than forty-five days (45) days after the date of filing of such foreign or international application. See 37 CFR 1.137(f) if a notice of subsequent foreign or International filing required by 35 USC 122(b)(2)(B)(iii) and 37 CFR 1.213(c) is **not** filed within forty-five days (45) days after the date of filing of the foreign or international application.

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Name (Print/Type) Craig J. Madson

Signature

Date

November 5, 2002

Burden Hour Statement: This collection of information is required by 37 CFR 1.213(b). The information is used by the public to rescind a previously filed request that an application not be published under 35 U.S.C. 122(b) (and the PTO to process that rescission). Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This form is estimated to take 6 minutes to complete. This time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.

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